UNITED NATIONS **A**

General Assembly

Distr.
GENERAL

A/RES/49/70
9 January 1995

Forty-ninth session
Agenda item 57

RESOLUTION ADOPTED BY THE GENERAL ASSEMBLY

[on the report of the First Committee (A/49/694)]

49/70. Comprehensive nuclear-test-ban treaty

The General Assembly,

Recalling its resolution 48/70 of 16 December 1993, in which the entire international community, for the first time, supported the commencement of multilateral negotiations on a comprehensive nuclear-test-ban treaty,

Reaffirming that a comprehensive nuclear-test ban is one of the highest priority objectives of the international community in the field of disarmament and non-proliferation,

Convinced that the most effective way to achieve an end to nuclear testing is through the conclusion of a universal and internationally and effectively verifiable comprehensive nuclear-test-ban treaty that will attract the adherence of all States and will contribute to the prevention of the proliferation of nuclear weapons in all its aspects, to the process of nuclear disarmament and therefore to the enhancement of international peace and security,

Reaffirming the conviction that the exercise of utmost restraint in respect of nuclear testing would be consistent with the negotiation of a comprehensive nuclear-test-ban treaty,

Noting the aspirations expressed by the parties to the 1963 Treaty Banning Nuclear Weapon Tests in the Atmosphere, in Outer Space and under

Water 1/ to seek to achieve the discontinuance of all test explosions of nuclear weapons for all time, which are recalled in the preamble to the 1968 Treaty on the Non-Proliferation of Nuclear Weapons, 2/

Welcoming the preparation of a rolling text in the Ad Hoc Committee on a Nuclear Test Ban of the Conference on Disarmament, as reflected in the report of the Conference and its appendix, 3/ and noting the decision of the Conference to continue its work in inter-sessional meetings,

1. Welcomes the multilateral negotiation on a comprehensive nuclear-test-ban treaty in the Ad Hoc Committee on a Nuclear Test Ban of the Conference on Disarmament, and the positive and substantial contributions to the elaboration of the rolling text made by States participating in those negotiations;

2. Calls upon participants in the Conference on Disarmament to advance work on the basis of the rolling text during the inter-sessional negotiating period with a view to making substantial progress;

3. Also calls upon the Conference on Disarmament, upon the re-establishment of the Ad Hoc Committee at the commencement of its 1995 session and renewal of its mandate, to proceed to a new phase of negotiation;

4. Urges all States participating in the Conference on Disarmament, in particular the nuclear-weapon States, to negotiate intensively, as a high priority task, and to conclude a universal and multilaterally and effectively verifiable comprehensive nuclear-test-ban treaty which contributes to nuclear disarmament and the prevention of the proliferation of nuclear weapons in all its aspects;

5. Calls once more upon all States to support the multilateral negotiations in the Conference on Disarmament for a comprehensive nuclear-test-ban treaty and their conclusion without delay;

6. Requests the Secretary-General to ensure the provision to the Conference on Disarmament of adequate administrative, substantive and conference support services for these negotiations;

7. Decides to include in the provisional agenda of its fiftieth session the item entitled "Comprehensive test-ban treaty".

90th plenary meeting
15 December 1994

1/ United Nations, Treaty Series, vol. 480, No. 6964.

2/ Ibid, vol. 729, No. 10485.

3/ Official Records of the General Assembly, Forty-ninth Session, Supplement No. 27 (A/49/27), sect. III.A.

A/RES/49/71

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RESOLUTION ADOPTED BY THE GENERAL ASSEMBLY

[on the report of the First Committee (A/49/695)]

49/71. Establishment of a nuclear-weapon-free zone in the region of the Middle East

The General Assembly,

Recalling its resolutions 3263 (XXIX) of 9 December 1974, 3474 (XXX) of 11 December 1975, 31/71 of 10 December 1976, 32/82 of 12 December 1977, 33/64 of 14 December 1978, 34/77 of 11 December 1979, 35/147 of 12 December 1980, 36/87 of 9 December 1981, 37/75 of 9 December 1982, 38/64 of 15 December 1983, 39/54 of 12 December 1984, 40/82 of 12 December 1985, 41/48 of 3 December 1986, 42/28 of 30 November 1987, 43/65 of 7 December 1988, 44/108 of 15 December 1989, 45/52 of 4 December 1990, 46/30 of 6 December 1991, 47/48 of 9 December 1992 and 48/71 of 16 December 1993 on the establishment of a nuclear-weapon-free zone in the region of the Middle East,

Recalling also the recommendations for the establishment of such a zone in the Middle East consistent with paragraphs 60 to 63, and in particular paragraph 63 (d), of the Final Document of the Tenth Special Session of the General Assembly, 1/

Emphasizing the basic provisions of the above-mentioned resolutions, which call upon all parties directly concerned to consider taking the practical and urgent steps required for the implementation of the proposal to establish a nuclear-weapon-free zone in the region of the Middle East and, pending and during the establishment of such a zone, to declare solemnly that they will refrain, on a reciprocal basis, from producing, acquiring or in any

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1/ Resolution S-10/2.

other way possessing nuclear weapons and nuclear explosive devices and from permitting the stationing of nuclear weapons on their territory by any third party, to agree to place all their nuclear facilities under International Atomic Energy Agency safeguards and to declare their support for the establishment of the zone and to deposit such declarations with the Security Council for consideration, as appropriate,

Reaffirming the inalienable right of all States to acquire and develop nuclear energy for peaceful purposes,

Emphasizing also the need for appropriate measures on the question of the prohibition of military attacks on nuclear facilities,

Bearing in mind the consensus reached by the General Assembly at its thirty-fifth session that the establishment of a nuclear-weapon-free zone in the region of the Middle East would greatly enhance international peace and security,

Desirous of building on that consensus so that substantial progress can be made towards establishing a nuclear-weapon-free zone in the region of the Middle East,

Welcoming all initiatives leading to general and complete disarmament, including in the region of the Middle East, and in particular on the establishment therein of a zone free of weapons of mass destruction, including nuclear weapons,

Taking note of the peace negotiations in the Middle East, which should be of a comprehensive nature and represent an appropriate framework for the peaceful settlement of contentious issues in the region,

Recognizing the importance of credible regional security, including the establishment of a mutually verifiable nuclear-weapon-free zone,

Emphasizing the essential role of the United Nations in the establishment of a nuclear-weapon-free zone in the region of the Middle East,

Having examined the report of the Secretary-General on the implementation of resolution 48/71, 2/

1. Urges all parties directly concerned seriously to consider taking the practical and urgent steps required for the implementation of the proposal to establish a nuclear-weapon-free zone in the region of the Middle East in accordance with the relevant resolutions of the General Assembly, and, as a means of promoting this objective, invites the countries concerned to adhere to the Treaty on the Non-Proliferation of Nuclear Weapons; 3/

2. Calls upon all countries of the region that have not done so, pending the establishment of the zone, to agree to place all their nuclear activities under International Atomic Energy Agency safeguards;

2/ A/49/324.

3/ United Nations, Treaty Series, vol. 729, No. 10485.

3. Takes note of resolution GC(XXXVIII)/RES/21, adopted on 23 September 1994 by the General Conference of the International Atomic Energy Agency at its thirty-eighth regular session, concerning the application of Agency safeguards in the Middle East;

4. Takes noce also of the importance of the ongoing bilateral Middle East peace negotiations and the activities of the multilateral working group on arms control and regional security in promoting mutual confidence and security in the Middle East, including the establishment of a nuclear-weapon-free zone;

5. Invites all countries of the region, pending the establishment of a nuclear-weapon-free zone in the region of the Middle East, to declare their support for establishing such a zone, consistent with paragraph 63 (d) of the Final Document of the Tenth Special Session of the General Assembly, and to deposit those declarations with the Security Council;

6. Also invites those countries, pending the establishment of the zone, not to develop, produce, test or otherwise acquire nuclear weapons or permit the stationing on their territories, or territories under their control, of nuclear weapons or nuclear explosive devices;

7. Invites the nuclear-weapon States and all other States to render their assistance in the establishment of the zone and at the same time to refrain from any action that runs counter to both the letter and the spirit of the present resolution;

8. Takes note of the report of the Secretary-General; 2/

9. Invites all parties to consider the appropriate means that may contribute towards the goal of general and complete disarmament and the establishment of a zone free of weapons of mass destruction in the region of the Middle East;

10. Requests the Secretary-General to continue to pursue consultations with the States of the region and other concerned States, in accordance with paragraph 7 of resolution 46/30 and taking into account the evolving situation in the region, and to seek from those States their views on the measures outlined in chapters III and IV of the study annexed to his report 4/ or other relevant measures, in order to move towards the establishment of a nuclear-weapon-free zone in the region of the Middle East;

11. Also requests the Secretary-General to submit to the General Assembly at its fiftieth session a report on the implementation of the present resolution;

12. Decides to include in the provisional agenda of its fiftieth session the item entitled "Establishment of a nuclear-weapon-free zone in the region of the Middle East".

90th plenary meeting
15 December 1994

4/ A/45/435.